

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Liverton, et al.	Art Unit:
Serial No.:	10/559,153 - Case No.: 21414P	Examiner:
Filed:	December 5, 2005	
For:	3-FLUORO-PIPERIDINES AS NMDA/NR2B ANTAGONISTS	

Commissioner of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA, 22313-1450

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR § 1.97

Sir:

In compliance with 37 CFR § 1.97, Applicants and other individuals associated with the filing or prosecution of this application wish to bring to the attention of the Examiner the patents, publications, and other information of which they are aware, listed on the attached form PTO-1449, which they believe may be relevant to the examination of this application or may be material to patentability and in respect of which there may be a duty to disclose in accordance with 37 CFR § 1.56. Applicants respectfully request that the Examiner initial the form PTO-1449 after reviewing the pertinence of each reference.

The Information Disclosure Statement is not an admission that any patent, publication, or other information referred to herein is "prior art" for this invention.

In accordance with 37 CFR § 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 CFR § 1.56(b). In accordance with 37 CFR § 1.97(g), the filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made.

Pursuant to 37 CFR § 1.97(b), this Information Disclosure Statement is being filed before the mailing of a first office action on the merits. Accordingly, it is believed that no fee is due.

Any additional fees required in connection with this submission may be taken from  
Merck Deposit Account No. 13-2755.

Respectfully submitted,

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Date: 9/22/2008

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